

Notice of Rulemaking Hearing

Department of Health - 1200
Board for Licensing Health Care Facilities
Division of Health Care Facilities

There will be a hearing before the Board for Licensing Health Care Facilities to consider the promulgation of amendments to rules pursuant to T.C.A. §§ 4-5-202, 4-5-204, 68-11-202 and 68-11-209. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204 and will take place in the Division of Health Care Facilities Conference Room on the fifth floor of the Heritage Place Metrocenter located at 227 French Landing, Suite 501, Nashville, TN at 9:00 a.m. (CDST) on the 16th day of April, 2007.

Any individuals with disabilities who wish to participate in these proceedings (review these filings) should contact the Department of Health, Division of Health Care Facilities to discuss any auxiliary aids or services needed to facilitate such participation or review. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date (the date such party intends to review such filings), to allow time for the Division to determine how it may reasonably provide such aid or service. Initial contact may be made with the ADA Coordinator at the Division of Health Care Facilities, Fifth Floor, Heritage Place Metrocenter, 227 French Landing, Suite 501, Nashville, TN 37243, (615) 741-7598.

For a copy of the entire text of this notice of rulemaking hearing visit the Department of Health's web page on the Internet at www.state.tn.us/health and click on "rulemaking hearings" or contact: Steve Goodwin, Health Facility Survey Manager, Division of Health Care Facilities, 227 French Landing, Suite 501, Heritage Place Metrocenter, Nashville, TN 37243, (615) 741-7598.

Substance of Proposed Rules

Chapter 1200-8-29 Standards for Home Care Organizations Providing Home Medical Equipment

Amendments

Rule 1200-8-29-.01, Definitions, is amended by deleting paragraph (12) in its entirety and substituting instead the following language, so that as amended, the new paragraph (12) shall read:

- (12) Credentialed Wheeled Mobility Person. A health care professional licensed under Title 63 whose scope of practice permits; or who has appropriately obtained the designation of ATS or ATP, meeting all requirements thereof, as established by the Rehabilitation Engineering and Assistive Technology Society of North America (RESNA).

Authority: T.C.A. §§ 4-5-202, 4-5-204, 68-11-201, 68-11-202, 68-11-204, 68-11-207, 68-11-209, 68-11-210, 68-11-211, and 68-11-213.

Rule 1200-8-29-.06, Basic Agency Functions, is amended by adding the following language as new subparagraph (6)(b) and re-numbering the remaining subparagraph appropriately, so that as amended, the new subparagraph (6)(b) shall read:

- (6) (b) An agency providing prescribed wheeled mobility devices shall obtain a complete written evaluation and recommendation by a credentialed wheeled mobility person for recipients of prescribed wheeled mobility devices.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 68-11-202, 68-11-209, and 68-11-304.

The notice of rulemaking set out herein was properly filed in the Department of State on the 6th day of February, 2007. (FS 02-15-07, DBID 590)